

\*\*E-Filed 9/29/2010\*\*

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION**

IN RE APPLE INC. SECURITIES  
LITIGATION

Case No. C06-05208-JF

CLASS ACTION

THIS DOCUMENT RELATES TO:  
ALL ACTIONS

**~~[PROPOSED]~~ ORDER GRANTING  
JOINT MOTION FOR HEARING ON  
SHORTENED TIME (AS MODIFIED)**

Date: N/A  
Time: N/A  
Department: Ctrm. 3, 5th Floor  
Judge: Honorable Jeremy Fogel


[PROPOSED] ORDER  
C06-05208-JF

**ORDER**

On September 28, 2010, Lead Plaintiff, the New York City Employees' Retirement System, plaintiffs Martin Vogel and Kenneth Mahoney, and defendants Apple Inc., Steven P. Jobs, Fred D. Anderson, Nancy R. Heinen, William V. Campbell, Millard S. Drexler, Arthur D. Levinson, and Jerome B. York, jointly filed a motion pursuant to Local Rule 6-3 for an order setting the hearing on Lead Plaintiff's motion for entry of the proposed Order Preliminarily Approving Settlement, Directing Notice of Settlement, and Scheduling Settlement Fairness Hearing ("Preliminary Approval Motion") on shortened time for October 7, 2010, at 10:00 a.m. After reviewing the papers submitted in support of the motion, and good cause appearing therefor,

**IT IS HEREBY ORDERED** that the Joint Motion for Hearing on Shortened Time is **GRANTED**. The Preliminary Approval Motion shall be heard on shortened time on October 7, 2010, at 10:00 a.m. The Case Management Conference set for October 1 is **CONTINUED** to October 7, 2010 at 10:00 a.m. to be heard with the motion.  
**IT IS SO ORDERED.**

DATED: 9/29/2010

  
The Honorable Martin Vogel  
United States District Judge

Submitted by:

GEORGE A. RILEY (S.B. #118304)  
O'MELVENY & MYERS LLP  
Two Embarcadero Center  
28th Floor  
San Francisco, California 94111-3828  
Telephone: (415) 984-8700  
Facsimile: (415) 984-8701  
E-Mail: griley@omm.com

Attorneys for Defendant APPLE INC.

DOUGLAS R. YOUNG (S.B. #73248)  
FARELLA BRAUN & MARTEL LLP  
Russ Building  
235 Montgomery Street, 17th floor  
San Francisco, California 94104  
Telephone: (415) 954-4400  
Facsimile: (415) 954-4480  
E-Mail: dyoung@fbm.com

Attorneys for Defendants  
STEVEN P. JOBS, WILLIAM V. CAMPBELL,  
MILLARD S. DREXLER, ARTHUR D.  
LEVINSON and JEROME B. YORK

JEROME C. ROTH (S.B. #159483)  
YOHANCE C. EDWARDS (S.B. #237244)  
MUNGER, TOLLES & OLSON LLP  
560 Mission Street, 27th Floor  
San Francisco, California 94105  
Telephone: (415) 512-4000  
Facsimile: (415) 512-4077  
E-Mail: Jerome.Roth@mto.com  
Yohance.Edwards@mto.com

Attorneys for Defendants  
FRED D. ANDERSON and NANCY R. HEINEN

JAY W. EISENHOFER (*admitted pro hac vice*)  
MICHAEL J. BARRY (*admitted pro hac vice*)  
GRANT & EISENHOFER P.A.  
Chase Manhattan Centre  
1201 N. Market Street  
Wilmington, Delaware 19801  
Telephone: (302) 622-7000  
Facsimile: (302) 622-7100  
E-Mail: jeisenhofer@gelaw.com  
mbarry@gelaw.com

MERRILL GLEN EMERICK (SB# 117248)  
ANDERLINI & EMERICK LLP  
411 Borel Avenue, Suite 501  
San Mateo, California 94402  
Telephone: (650) 242-4884  
Facsimile: (650) 212-0081

Attorneys for Lead Plaintiff  
THE NEW YORK CITY EMPLOYEES'  
RETIREMENT SYSTEM

PATRICE L. BISHOP (S.B. #182256)  
HOWARD T. LONGMAN  
STULL, STULL & BRODY  
10940 Wilshire Boulevard, Suite 2300  
Los Angeles, California 90024  
Telephone: (310) 209-2468  
Facsimile: (310) 209-2087  
Email: pbishop@ssbla.com

GARY S. GRAIFMAN  
KANTROWITZ, GOLDHAMER & GRAIFMAN  
747 Chestnut Ridge Road  
Chestnut Ridge, New York 10977  
Telephone: (845) 356-2570  
Facsimile: (845) 356-4335

Attorneys for Plaintiffs  
MARTIN VOGEL and KENNETH MAHONEY

I, George A. Riley, am the ECF User whose ID and password are being used to file this  
[Proposed] Order Granting Joint Motion for Hearing on Shortened Time. In compliance with  
General Order 45, X.B., I hereby attest that Douglas R. Young, Yohance C. Edwards, and  
Michael J. Barry have concurred in this filing.

By: /s/ George A. Riley  
George A. Riley